

Docket No. 8365/90247; BRK 0393

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Total Pages in this Submission 111 o

TO THE COMMISSIONER FOR PATENTS

Mail Stop Patent Application P.O. Box 1450 Alexandria, VA 22313-1450

			_	5 U.S.C. 111(a) ar	nd 37 C.F.R. 1.53	(b) is a new utility patent ap	plication for an &			
	Ca	rbon	Monoxide and Smoke	Detection Appara	tus					
and invented by:										
D	Derek Scott Johnston and Vincent J. Delia									
COI	ΝΤΙ	NUA	TION APPLICATION,	, check appropriat	e box and supply	the requisite information:				
Co	nti	nuat	ion 🗌 Divisional	☐ Continuati	on-in-part (CIP)	of prior application No.:	10/008,671			
			ion 🗌 Divisional	☐ Continuati	on-in-part (CIP)	of prior application No.:	09/058,467			
		u					60/055,009			
close	ed a	re:								
				Applica	tion Elements					
1. [X	Filin	g fee as calculated an	d transmitted as d	described below					
2.	X	Spe	cification having							
	a.	×	Descriptive Title of th	e Invention						
	b.	×	Cross References to	Related Application	ons (if applicable)					
	C.		Statement Regarding Federally-sponsored Research/Development (if applicable)							
	d.		Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix							
	e.	×	Background of the Invention							
	f.	X	Brief Summary of the Invention							
	g.	×	Brief Description of the Drawings (if filed)							
	h.	×	Detailed Description							
	i.	×	Claim(s) as Classified	d Below						
	j.	×	Abstract of the Disclosure							
	inve	invente Dere Continuich is a: Continui	invented by: Derek Sector CONTINUA Continuation is a: Continua	Invented by: Derek Scott Johnston and Vince CONTINUATION APPLICATION Continuation Divisional lich is a: Continuation Divisional lich is a: utility which claim Continuation Divisional lich is a: Lility which claim Continuation Divisional lich is a: Continuation Divisional lich	Invented by: Derek Scott Johnston and Vincent J. Delia CONTINUATION APPLICATION, check appropriate Continuation Divisional Continuation ich is a: Continuation Divisional Continuation Divisional Continuation Divisional Continuation	Invented by: Derek Scott Johnston and Vincent J. Delia CONTINUATION APPLICATION, check appropriate box and supply Continuation Divisional Continuation-in-part (CIP) ich is a: Continuation Divisional Continuation-in-part (CIP) ich is a: utility which claims the filing date of pro Continuation Divisional Continuation-in-part (CIP) ich is a: utility which claims the filing date of pro Continuation Divisional Continuation-in-part (CIP) ich is a: Application Elements 1. Filing fee as calculated and transmitted as described below 2. Specification having 49 pages and in a. Descriptive Title of the Invention b. Cross References to Related Applications (if applicable) c. Statement Regarding Federally-sponsored Research/Ded. Reference to Sequence Listing, a Table, or a Computer e. Background of the Invention f. Brief Summary of the Invention g. Brief Description of the Drawings (if filed) h. Detailed Description i. Claim(s) as Classified Below	Invented by: Derek Scott Johnston and Vincent J. Delia CONTINUATION APPLICATION, check appropriate box and supply the requisite information: Continuation Divisional Continuation-in-part (CIP) of prior application No.: ich is a: Continuation Divisional Continuation-in-part (CIP) of prior application No.: ich is a: utility which claims the filing date of provisional Continuation Divisional Continuation-in-part (CIP) of prior application No.: closed are: Application Elements 1. Filing fee as calculated and transmitted as described below 2. Specification having			

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Total Pages in this Submission 111

Application Elements (Continued)

\boxtimes	Drawing	Drawing(s) (when necessary as prescribed by 35 USC 113)								
a.	🛭 Fo	mal		Number of Sheets		38				
b.	☐ Info	ormal		Number of Sheets		lerteaule and Andrews				
×	Oath or	ath or Declaration								
a.	☐ Ne	Newly executed (original or copy)								
b.	⊠ Co	Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)								
C.	🛭 Wit	With Power of Attorney Without Power of Attorney								
d.	Sig	DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).								
M	Incorporation By Reference (usable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.									
	CD RO	CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)								
×	Applicat	ion Data	Shee	t (See 37 CFR 1.76)						
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b.	☐ Spe	☐ Specification Sequence Listing on:								
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	ii.	ii. 🔲 Paper								
C.	☐ Sta	☐ Statement(s) Verifying Identical Paper and Computer Readable Copy								
Accompanying Application Parts										
	Assignm	Assignment Papers (cover sheet & document(s))								
	37 CFR	37 CFR 3.73(B) Statement (when there is an assignee)								
	English Translation Document (if applicable)									
\boxtimes	Information Disclosure Statement/PTO-1449 Copies of IDS Citations									
×	Preliminary Amendment									
×	Return Receipt Postcard (MPEP 503) (Should be specifically itemized)									
	Certified Copy of Priority Document(s) (if foreign priority is claimed)									
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Newly executed (b) Copy from a prior of the composition of	a. ☑ Formal Number of Sheets b. ☐ Informal Number of Sheets ☐ Oath or Declaration a. ☐ Newly executed (original or copy) D. ☑ Copy from a prior application (37 CFR 1.6) C. ☑ With Power of Attorney ☐ Without II DELETION OF INVENTOR(S) Signed statement attached deleting invensee 37 C.F.R. 1.63(d)(2) and 1.33(b). ☐ Incorporation By Reference (usable if Box 4b in The entire disclosure of the prior application, from Box 4b, is considered as being part of the incorporated by reference therein. ☐ CD ROM or CD-R in duplicate, large table or Considered and/or Amino Acid Sequence Submaria. ☐ Computer Readable Form (CRF) D. ☐ Specification Sequence Listing on: i. ☐ CD-ROM or CD-R (2 copies); or ii. ☐ Paper c. ☐ Statement(s) Verifying Identical Paper and Accompanying ☐ Assignment Papers (cover sheet & document(Companying) Information Disclosure Statement/PTO-1449 Information Disclosure Statement/PTO-1449 Information Disclosure Statement/PTO-1449 Information Disclosure Statement(PTO-1449) Return Receipt Postcard (MPEP 503) (Should) ☐ Certificate of Mailing	a. ☑ Formal Number of Sheets b. ☐ Informal Number of Sheets ☑ Oath or Declaration a. ☐ Newly executed (original or copy) ☐ Under the Copy from a prior application (37 CFR 1.63(d)) (if oreign prior) b. ☑ Copy from a prior application (37 CFR 1.63(d)) (if oreign prior) c. ☑ With Power of Attorney ☐ Without Power of the Copy of Prior application (in the Copy of Prior) d. ☐ DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) in see 37 C.F.R. 1.63(d)(2) and 1.33(b). ☑ Incorporation By Reference (usable if Box 4b is checked the entire disclosure of the prior application, from whe Box 4b, is considered as being part of the disclosure incorporated by reference therein. ☐ CD ROM or CD-R in duplicate, large table or Compute Application Data Sheet (See 37 CFR 1.76) ☐ Nucleotide and/or Amino Acid Sequence Submission a. ☐ Computer Readable Form (CRF) b. ☐ Specification Sequence Listing on: i. ☐ CD-ROM or CD-R (2 copies); or ii. ☐ Paper c. ☐ Statement(s) Verifying Identical Paper and Compute Accompanying Application Assignment Papers (cover sheet & document(s)) ☐ 37 CFR 3.73(B) Statement (when there is an assigned English Translation Document (if applicable) ☐ Information Disclosure Statement/PTO-1449 ☑ Preliminary Amendment ☑ Return Receipt Postcard (MPEP 503) (Should be speed Certified Copy of Priority Document(s) (if foreign prior Certificate of Mailing	a. ☑ Formal Number of Sheets b. ☐ Informal Number of Sheets ☐ Oath or Declaration a. ☐ Newly executed (original or copy) ☐ Unexecuted b. ☑ Copy from a prior application (37 CFR 1.63(d)) (for continuation) c. ☑ With Power of Attorney ☐ Without Power of Attorney d. ☐ DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the see 37 C.F.R. 1.63(d)(2) and 1.33(b). ☑ Incorporation By Reference (usable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of Box 4b, is considered as being part of the disclosure of the a incorporated by reference therein. ☐ CD ROM or CD-R in duplicate, large table or Computer Program (Application Data Sheet (See 37 CFR 1.76) ☐ Nucleotide and/or Amino Acid Sequence Submission (if applicable) a. ☐ Computer Readable Form (CRF) b. ☐ Specification Sequence Listing on: i. ☐ CD-ROM or CD-R (2 copies); or ii. ☐ Paper c. ☐ Statement(s) Verifying Identical Paper and Computer Readable Accompanying Application Parts ☐ Assignment Papers (cover sheet & document(s)) ☐ 37 CFR 3.73(B) Statement (when there is an assignee) ☐ English Translation Document (if applicable) ☐ Information Disclosure Statement/PTO-1449 ☑ Copies of ID ☑ Preliminary Amendment ☑ Return Receipt Postcard (MPEP 503) (Should be specifically items) ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed) ☐ Certificate of Mailing	a. ⊠ Formal Number of Sheets b. □ Informal Number of Sheets Coath or Declaration a. □ Newly executed (original or copy) □ Unexecuted b. ☑ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application of the computence of the prior application of the prior application of the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b). Incorporation By Reference (usable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration and the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b). Incorporation By Reference (usable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration and the prior application and the prior application of the disclosure of the accompanying application corporated by reference therein. CD ROM or CD-R in duplicate, large table or Computer Program (Appendix) Application Data Sheet (See 37 CFR 1.76) Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included and computer Readable Form (CRF) b. □ Specification Sequence Listing on: i. □ CD-ROM or CD-R (2 copies); or ii. □ Paper c. □ Statement(s) Verifying Identical Paper and Computer Readable Copy Accompanying Application Parts Assignment Papers (cover sheet & document(s)) 37 CFR 3.73(B) Statement (when there is an assignee) English Translation Document (if applicable) Information Disclosure Statement/PTO-1449 Copies of IDS Citations Preliminary Amendment Return Receipt Postcard (MPEP 503) (Should be specifically itemized) Certificate of Mailing		

(Only for new nonprovisional applications under 37 CFR 1.53(b))

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Total Pages in this Submission 111

Accompanying Application Parts (Continued)

17.	\boxtimes	Additional Enclosures (please identify below):			
		1. Change of Correspondence Address Pursuant to 37 CFR 1.33; and			
		2. Petition to Make Special Pursuant to 37 CFR, Section 1.102			
		Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)			
18.		Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.			
		Warning			
An applicant who makes a request not to publish, but who subsequently files in country or under a multilateral international agreement specified in 35 U.S.C. 122 must notify the Director of such filing not later than 45 days after the date of the such foreign or international application. A failure of the applicant to provide s within the prescribed period shall result in the application being regarded as a unless it is shown to the satisfaction of the Director that the delay in submitting was unintentional.					

(Only for new nonprovisional applications under 37 CFR 1.53(b))

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Total Pages in this Submission 111

Fee Calculation and Transmittal

		CLAIMS	AS FILED				
For	#Filed	#Allowed	#Extra		Rate	Fee	
Total Claims	28	- 20 =	8	x	\$18.00	\$144.00	
ndep. Claims	4	- 3 =	1	x	\$84.00	\$84.00	
Multiple Dependent C	laims (check i	applicable)				\$0.00	
					BASIC FI	EE \$750.00	
OTHER FEE (specify purpose) Petition to Make Special Pursuant to 37 CFR Sec. 1,102						\$130.00	
					TOTAL FILING FI	EE \$1,108.00	
as described below. ☐ Charge the amount of as filing fee. ☐ Credit any overpayment. ☐ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17. ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).							
Dated: July 25, 2003			V 1 2	Velsh & Ka 20 South R 2nd Floor	Signature Tgo, Reg. No. 29,116 Itz, Ltd. Liverside Plaza Inois 60606		

cc:

Ph. 312 655 1500, Ext. 401

Fax 312 655 1501

CERTIFICATE OF MAILING BY EXPRESS MAIL

"Express Mail" Mailing Label Number EV 337 103 125 US

Date of Deposit:

July 25, 2003

I hereby certify that this correspondence is being deposited with the United States Postal "Express Mail Post Office to Addressee" service under 37 CFR 1.10(c) on the date indicated above and is addressed to:

Mail Stop PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicants:

Derek Scott Johnston and Vincent J. Delia

BRK-P-0393 - 8366/90247

Entitled:

Carbon Monoxide and smoke Detection Apparatus

Serial No.

New Application for Filing

Enclosed are the following documents:

Utility Patent Application Transmittal (Large Entity) (4 pages) with Check No. 082333 in the amount of \$1108.00 attached; Change of Correspondence Address Pursuant to 37CFR1.33; Petition To Make Special Pursuant To 37 CFR § 1.102; Preliminary Amendment - Continuation Application (7 pages) patent application consisting of 44 pages of specification, 4 pages of claims (21 claims), 1 page of the Abstract of the Disclosure, 38 sheets of formal drawings, a coppy of an executed Declaration and Power of Attorney (3 pages); Application Data Sheet (2 pages); an Information Disclosure Statement (1 page) with form 1449 US Patents only (3 pages) fastened together with all patents listed; and a self-addressed, postage-prepaid post card for receipt by the Mail Room of the United States Patent Office.

Signature of person mailing documents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Johnston et al)
Ser. No.:	Continuation of SN 10/008,671)
Filed:	July 25, 2003)
Title:	Carbon Monoxide and Smoke Detection Apparatus)))
Group Art Unit:	Not Assigned	7)
Examiner:	Not Assigned)
Docket No.:	8365/90247 (BRK-P-0393 US))))

CHANGE OF CORRESPONDENCE ADDRESS PURSUANT TO 37 CFR 1.33

MS - Correspondence Change Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Undersigned attorney is hereby advising the United States Patent Office of a change in correspondence address in the above-identified application. All correspondence should be addressed to Paul M. Vargo at the following law firm:

WELSH & KATZ, LTD.

120 South Riverside Plaza, 22nd Floor
Chicago, Illinois 60606
(312) 655-1500 (telephone)
(312) 655-1501 (facsimile)
FIRM CUSTOMER NO. 24628

Respectfully submitted

Paul M. Vargo, Reg. No. 29,116

WELSH & KATZ, LTD. 120 South Riverside Plaza, 22nd Floor Chicago, Illinois 60606 (312) 655-1500